



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/029,821
Filing Date: December 20, 2001
Applicants: Michael Jeffrey Agnes, et al
Group Art Unit: 2834
Examiner: Iraj A. Mohandesi
Title: Brushless Motor Having Housing Enabling Alignment Of
Stator And Sensor
Attorney Docket: 0275L-000527/CPB

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Director of the United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Sir:

Applicants gratefully note the allowance of claims 1-20 of the present application. Reasons for allowance are only warranted in instances in which "the record of the prosecution as a whole does not make clear [the Examiner's] reasons for allowing a claim or claims." 37 C.F.R. 1.104 (e). In the present case, Applicants believe the record as a whole does make clear the reasons for allowance and therefore no statement by the Examiner is necessary or warranted. Furthermore, Applicants believe that the Statement of Reasons for Allowance in this case is improper as it merely purports to copy each limitation of independent Claim 1 into the reason for allowance. In this

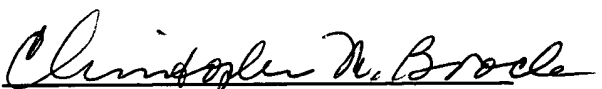
regard, at least the following errors in the Examiner's attempt to replicate claim 1 are noted:

1. In line 5, the words "by a" have been omitted following the words "proximal end" and before the words "second end cap".
2. In line 7, the words "formed at the proximal end of the housing" do not appear in allowed claim 1.
3. In line 9, the words "adjacent an interior area of said housing" do not appear in allowed claim 1.

Moreover, while Applicants believe that the claims are allowable, Applicants do not acquiesce that patentability resides solely in each identified feature or combination of features, exactly as expressed in the claims, or that each feature or combination of features identified is required for patentability, or that equivalents of any of the recited features are outside the scope of the claims. Moreover, to the extent the Reasons For Allowance do not separately address the additional subject matter of remaining Claims 2-20, Applicants do not acquiesce to any inference that these claims do not present patentable subject independent of the patentability of Claim 1.

Respectfully submitted,

Dated: August 28, 2003

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